IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.205 OF 2006

IN

SUMMARY SUIT NO.1083 OF 2006

...

Mrs.Medha Arora ...Plaintiff

v/s.

M/s.Shree Venkatesh Chemic

Colour co. & Ors. ...Defendants

...

Mr.Divyesh Mehta for the Plaintiff.

Mr.M.K.Nesri for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 5TH SEPTEMBER,2006

P.C.:

Heard the learned Counsel for both sides. It appears from the documents produced on record that by letter dated 22-11-2004 at Exh.A, on behalf of the Defendant No.1 liability to the Plaintiff to the extent of Rs.2 lakh was accepted and on 25-11-2004 a pay order in the amount of Rs.2 lakh was given by the Defendant No.1 to the Plaintiff, therefore, it prima facie appears that the liability of the Defendant No.1 towards Plaintiff was wiped out. Defence of the Defendants, in my opinion, has considerable substance. Therefore, the Defendants are entitled to unconditional leave to defend the suit. Summons for judgment disposed of. Defendants are granted unconditional leave to defend the suit. Written statement to be filed within four weeks.

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